IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ALABAMA MIDDLE DIVISION

JUVENAL DELGADO GONZALEZ,)	
Plaintiff,)	
vs.)	4:08-cv-00228-RBP-JEO
MARSHALL COUNTY SHERIFF'S)	
DEPARTMENT,)	
Defendant.)	

MEMORANDUM OF OPINION

The magistrate judge filed a report and recommendation on July 29, 2008, recommending that this action filed pursuant to 42 U.S.C. § 1983 be dismissed under 28 U.S.C. § 1915A(b) for failing to state a claim for which relief can be granted. No objections have been filed.

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation, the court is of the opinion that the magistrate judge's report is due to be and is hereby **ADOPTED** and the recommendation is **ACCEPTED**. Accordingly, the complaint is due to be dismissed pursuant to 28 U.S.C. § 1915A(b). A Final Judgment will be entered.

DATED, this 3rd day of September, 2008.

ROBERT B. PROPST SENIOR UNITED STATES DISTRICT JUDGE